



#20

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Kenneth A. Brasel, Stewart D. Lyman, Eugene  
Maraskovsky, Hilary J. McKenna, David H.  
Lynch and Charles R. Maliszewski

Docket No.: 2836-D

Group Art Unit: 1644

Examiner: F.P. VanderVegt

Serial No: 09/448,378

Filed: November 23, 1999

CPA Filed: June 28, 2001

For: DENDRITIC CELL STIMULATORY FACTOR

RECEIVED

AUG 17 2001

TECH CENTER 1600/2900

**PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

BOX CPA

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

The undersigned, Charles Maliszewski declares as follows:

1. The original patent application, as identified above, was filed in the names of Kenneth A. Brassel, Stewart D. Lyman, Eugene Maraskovsky, Hilary J. McKenna and David H. Lynch. An executed Declaration and Power of Attorney naming Kenneth A. Brassel, Stewart D. Lyman, Eugene Maraskovsky, Hilary J. McKenna and David H. Lynch was filed with the application on November 23, 1999.

2. At the time of filing the application at issue, Applicants' representative inadvertently failed to include Charles Maliszewski as an inventor. This error was an oversight and occurred without any deceptive intent on the part of the undersigned, Charles Maliszewski.

3. We further declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

7/23/2001

  
Charles Maliszewski

Immunex Corporation  
Law Department  
51 University Street  
Seattle, WA 98101

09/15/2001 35AYAS11 00000093 090089 09448378  
01 FC:122 130.00 CH



**DECLARATION**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DENDRITIC CELL STIMULATORY FACTOR**

**RECEIVED**  
AUG 17 2001  
TECH CENTER 1600/2900

the specification of which

☐ is attached hereto.

OR

☒ was filed on November 23, 1999, and on June 28, 2001 (as a continued prosecution application), as United States Application No. 09/448,378

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.  
08/539,142  
08/725,540

Filed  
October 4, 1995  
October 3, 1996

☐ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

Application No.

Filed

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor        Kenneth A. Brasel  
Post Office     51 University Street  
Address        Seattle, Washington 98101  
                  U.S.A.  
Residence      Seattle, Washington U.S.A.  
Citizenship    US

Inventor        Stewart D. Lyman  
Post Office     51 University Street  
Address        Seattle, Washington 98101  
                  U.S.A.  
Residence      Seattle, Washington U.S.A.  
Citizenship    U.S.A.

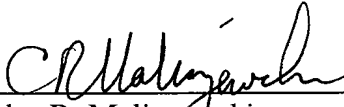
Inventor        Eugene Maraskovsky  
Post Office     40 Norwood Road  
Address        Caulfield North  
                  VIC 3161 Australia  
Residence      Caulfield North, Australia  
Citizenship    NZ

Inventor        Hilary J. McKenna  
Post Office     51 University Street  
Address        Seattle, Washington 98101  
                  U.S.A.  
Residence      Seattle, Washington U.S.A.  
Citizenship    NZ

Inventor        David H. Lynch  
Post Office     51 University Street  
Address        Seattle, Washington U.S.A.  
                  U.S.A.  
Residence      Bainbridge Island, Washington U.S.A.  
Citizenship    U.S.A.

Immunex Corporation  
Declaration

Docket No.: 2836-D

Signature   
Inventor Charles R. Maliszewski  
Post Office 51 University Street  
Address Seattle, Washington 98101  
U.S.A.  
Residence Seattle, Washington U.S.A.  
Citizenship U.S.A.

Date 7/23/2001